

Filed by: Jameson Lee
Administrative Patent Judge
Mail Stop Interference
P.O. Box 1450
Alexandria VA 22313-1450
Tel: 703-308-9797
Fax: 703-305-0942

Paper 1

Filed
25 November 2003

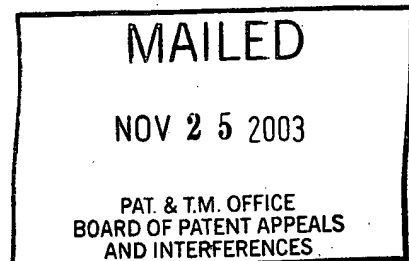
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

PAUL R. FLETCHER, CRAIG A. LEWIS
and GREGORY J. BELLINGTON
Junior Party
(Application 09/518,627),

v.

MARK H. LEIBU
Senior Party
(Patent 5,733,186).



Patent Interference No. 105,180

NOTICE DECLARING INTERFERENCE
(37 CFR § 1.611)

Part A. Declaration of interference

An interference is declared (35 U.S.C. § 135(a)) between the above-identified parties.
Details of the application(s), patent (if any), reissue application (if any), count(s) and claims designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of this NOTICE DECLARING INTERFERENCE.

Part B. Judge designated to handle the interference

Administrative Patent Judge Jameson Lee has been designated to handle the interference.

37 CFR § 1.610(a).

Part C. Standing order

A Trial Section STANDING ORDER accompanies this NOTICE DECLARING INTERFERENCE. The STANDING ORDER applies to this interference.

Part D. Conference call to set dates

A telephone conference call to set dates for taking action in the interference is scheduled for **11:00 a.m. on January 21, 2004** (the call will be initiated from the PTO).

No later than **two business days** prior to the conference call, each party shall file and serve by facsimile a list of the preliminary motions the party intends to file. See STANDING ORDER ¶ 10.

A copy of a "sample" order setting times for taking action during the preliminary motion phase of the interference accompanies this NOTICE DECLARING INTERFERENCE. Counsel are encouraged to discuss the order prior to the conference call with the view to coming to some agreement as to dates for taking action. A typical preliminary motion period lasts approximately nine (9) months. Counsel should be prepared to justify any request for a shorter or longer period.

Part E. The parties involved in this interference are:

Junior Party

Named Inventors: Paul R. Fletcher, Surrey, England
Craig A. Lewis, Berwyn, PA
Gregory J. Billington, Berkshire, England

Application: 09/518,627, filed March 3, 2000

Title: Adaptable coin mechanism

Assignee: None

Accorded Benefit: Application 09/172,981, filed October 14, 1998

Application 08/710,787, filed September 20, 1996

Attorneys: See last page

Address: See last page

Senior Party

Named inventors: Mark H. Leib, St. Louis, MO

Patent: 5,733,186, issued March 31, 1998, based on
Application 08/633,299, filed April 17, 1996

Title: Multiple coin tube coin changer operable within
existing vending machines

Assignee: Coin Acceptors, Inc.

Accorded Benefit: None

Attorneys: See last page

Address: See last page

Part F. Count and claims of the parties

Count 1

Claim 1 of Fletcher's application 09/518,627

or

Claim 18 of Fletcher's application 09/518,627

or

Claim 19 of Leibniz's Patent No. 5,733,186

The claims of the parties are:

Fletcher: 1-24 and 36-55

Leibniz: 1-20

The claims of the parties which correspond to Count 1 are:

Fletcher: 1-9, 11-15, 18-20, 22-24 and 36-38

Leibniz: 1-20

The claims of the parties which do not correspond to Count 1, and therefore are not involved in the interference, are:

Fletcher: 10, 16, 17, 21 and 39-55

Leibniz: None

Part G. Heading to be used on papers

The following heading shall be used on papers filed in the interference. See STANDING ORDER ¶ 3.5.

Paper ____¹

Filed on behalf of [name of party]

By: Name of lead counsel
Name of backup counsel
Street address
City, State, and Zip-Code
Tel:
Fax:

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Administrative Patent Judge Jameson Lee)

**PAUL R. FLETCHER, CRAIG A. LEWIS
and GREGORY J. BELLINGTON**

Junior Party
(Application 09/518,627),

v.

MARK H. LEIBU
Senior Party
(Patent 5,733,186).

Patent Interference No. 105,180

TITLE OF PAPER

¹ Leave a blank line because the board assigns the paper number.

Part H. Summary of dates for taking action

Times for taking action are set out in the following sections of the STANDING ORDER:

- ¶ 4: date for identifying lead and backup counsel.
- ¶ 5: date for identifying any real party in interest.
- ¶ 6: date for requesting copies of involved and benefit applications and patents.
- ¶ 7: date for accomplishing certain discovery.
- ¶ 8: date for filing clean copy of claims.
- ¶ 9: date for filing clean copy of claims in cases with drawings or claims containing a means plus function limitation.
- ¶ 10: date for filing list of proposed preliminary motions.
- ¶ 13.10.2: dates for filing oppositions to Rule 635 miscellaneous motions and dates for filing replies to oppositions.
- ¶ 14.1.1: date for objecting to admissibility of evidence.
- ¶ 14.2: date for serving supplemental affidavits or evidence to respond to objection to admissibility of evidence.
- ¶ 14.3: dates when cross-examination can take place.
- ¶ 15.2: dates for taking action with respect to settlement discussions.

Part I. Order form for requesting file copies

FILE COPY REQUEST
Interference 105,180

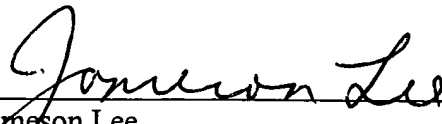
A copy of Part E of this NOTICE DECLARING INTERFERENCE should be attached to this FILE COPY REQUEST, with a circle by hand around the patents and applications for which a copy of a file wrapper is desired.

To facilitate processing of this FILE COPY REQUEST, the following information should be included:

1. Charge fees to USPTO Deposit Account No. _____
2. Complete address, including street, city, state, ZIP code and telephone number (do not list a Post Office box because file copies are sent via commercial overnight courier).

Telephone, including area code: _____

Part J. Signature of administrative patent judge


Jameson Lee
Administrative Patent Judge

Date: 11/25/03

Enc:

Copy of STANDING ORDER

Copy of order used for setting times for taking action in the preliminary motion phase of the interference

Copy of order used for setting times for taking action in the testimony and briefing phases of the interference

Form PTO-850

Copy U.S. Patent 5,733,186

Copy of claims of Application 09/518,267

Revised May 2003

cc (via overnight delivery):

Attorney for Fletcher:

Samuel Borodach
FISH & RICHARDSON P.C.
45 Rockefeller Plaza
Suite 2800
New York, NY 10111

Tel: 212-765-5070

Attorney for Leib:

HAVERSTOCK, GARRETT and ROBERTS
611 Olive Street
St. Louis, MO 63101

Tel: 314-241-4427



UNITED STATES PATENT AND TRADEMARK OFFICE

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES
BOX INTERFERENCE, WASHINGTON, D.C. 20231

Filed by: Jameson Lee
Telephone: (703) 308-9797
Facsimile: (703) 305-0942

MAILED

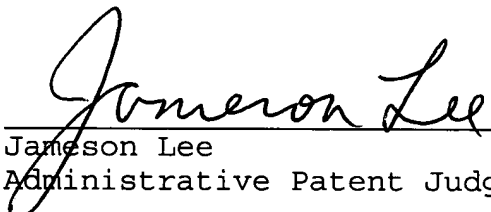
NOV 25 2003

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Applicants: Fletcher
Application No.: 09/518,627
Filed: 03/03/00
For: Adaptable coin mechanism

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,180.

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).


Jameson Lee
Administrative Patent Judge